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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of : Bryan J. Moles, et al.  
U.S. Serial No. : 09/542,632  
Filed : April 4, 2000  
Title : SYSTEM AND METHOD FOR PROVISIONING OR  
UPDATING A MOBILE STATION USING OVER-THE-  
AIR TRANSFER OF INTERPRETED BYTE-CODE  
PROGRAM  
Art Unit : 2682  
Examiner : Eugene Yun

**MAIL STOP AF**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**NOTICE OF APPEAL**

Applicant hereby appeals to the Board of Appeals from the decision dated February 22, 2005, of the Primary Examiner finally rejecting Claims 1-20.

Applicant respectfully requests a one month extension of time for filing a Notice of Appeal in response to the final Office Action dated February 22, 2005 (and Advisory Action dated May 25, 2005). The response period is presently set to expire on May 22, 2005, and if this Request for Extension of Time is granted, the new response date will be June 22, 2005.

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A check in the amount of \$620.00 is enclosed in payment of the Notice of Appeal filing fee (\$500.00) and one-month extension fee (\$120.00). The Commissioner is hereby authorized to charge any additional fees connected with this communication or credit any overpayment to Davis Munck Deposit Account No. 50-0208.

Respectfully submitted,

DAVIS MUNCK, P.C.

Date: 21 June 2005

  
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